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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

US PARTE LILINIRE APPLICATION OF

Adams

OFFICE FOR

US PATELS ALUMINUM HANGER AND HANGER

ASSEMBLY

SERIAL NO.

10/699,111

FILED

November 1, 2003 ·

EXAMINER

Hayes, Bret C.

ART UNIT

3664

CONFIRMATION NO.

1871

ATTORNEY DOCKET NO.

ESTZ 2 00004-3

MAIL STOP 16

Director of U.S. Patent and Trademark Office

2 pages via facsimile

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REQUEST FOR A REFUND - DUPLICATE CHARGES (37 C.F.R. 1.26)

This is a request for a refund within three months of the date a fee in the amount of \$60.00 and \$65.00 was charged to Deposit Account No. 06-0308. This amount was charged by the United States Patent and Trademark Office on August 2, 2005 and again August 5, 2005. Please see the Deposit Account Statement attached.

Please make refund for the duplicate charge by crediting Deposit Account No. 06-0308.

. Respectfully submitted;

FAY, SHARPE, FAGAN, MINNICH & McKEE, LLP

October 6, 2005

Date

Steven M. Haas, Reg. No. 37,841

1100 Superior Avenue -

Seventh Floor

Cleveland, OH 44114-2579

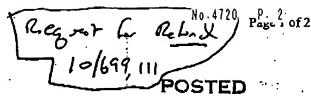
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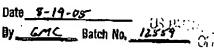
I hereby certify that this REQUEST FOR REFUND in connection with U.S. Application Serial No. 10/699,111 is being transmitted by facsimile to the U.S. Patent & Trademark Office at Telephone No. (571) 273-6500 on October 6, 2005.

Georgeen B. Sonntag

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Deposit Account Statement

Requested Statement Month: August 2005
Deposit Account Number: 060308

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2/2/2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Adams

Hayes, Bret C.

3644

Serial No.: 10/699,111

Art Unit:

Examiner:

Filed:

11/01/2003

For: ALUMINUM HANGER AND HANGER

ASSEMBLY

Attorney Docket No. (new):

ESTZ 2 00004-3

Cleveland, Ohio August 1, 2005

PETITION FOR ONE (1) MONTH EXTENSION OF TIME

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

The initial period for response to the Office Action mailed 03/31/2005 expired 06/30/2005. Pursuant to 37 C.F.R. § 1.136, petition is hereby made for a one (1) month extension of time in which to respond, up to and including Monday, 08/01/2005. application is entitled to Small Entity Status - the fee of \$60 and any other further fees now due) should be charged to Deposit Account 06-0308. If any further extension of time is required, kindly consider this a petition for same and charge any fees to deposit account 06-0308. If any additional fee or fee deficiency is due in connection with this petition, kindly charge same to Deposit Account 06-0308.

Respectfully submitted,

Steven M. Haas (Reg. No. 37,841) Fay, Sharpe, Fagan, Minnich & McKee, LLP 1100 Superior Avenue - Seventh Floor Cleveland, OH 44114-2518 Telephone (216)861-5582

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TERMINAL	REJECTION OVER A "PRIOR	PATENT	ESTZ 2 00004-3 (new)					
In re Application of: AD	AMS .							
Application No.: 10/599	Application No.: 10/599,111							
Filed: 11/01/2003	Filed: 11/01/2003							
FOIT ALUMINUM HANG	For: ALUMINUM HANGER AND HANGER ASSEMBLY							
The owner, <u>EAST MANUFACTURING CORPORATION</u> , of <u>100</u> percent interest in the instant application hereby discialms, except es provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. <u>6.890,003</u> as the term of said prior patent is defined in 3S U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal discialmer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.								
In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that ead prior patent later: expires for faiture to pay a maintanance fea; Is held unenforceable; Is found invalid by a court of competent jurisdiction;								
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is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.								
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2. The undersig								
	St.	Signisture 8/1	105 Aug-st 1 2005					
	STEVEN M. HAAS							
2005 CHEUYEN 0000000	7 060308 10699111	. Typed or printed name						
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Terminal disclaimer fee under 37 CFR 1.20(d) Included.								
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L			w then purish a which is to file (and by the USPTO					

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and automiting the completed application form to the USPTO. Time will vary depending upon the individual cess. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patern and Traderistic Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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